IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

Bail Appl..No. 197 of 2007()

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CMP.8428/2006 of J.M.F.C.-II, KOLLAM & CRIME NO. 197/04 OF KOTTIYAM POLICE STATION

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PETITIONER/2ND ACCUSED:

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SHIBU, S/O. LATHEEF,
MARIYATHU KIZHAKATHIL VEEDU, KAROORKADAVU,
MYNAGAPPALLY VILLAGE, KUNNATHOOR, KOLLAM.

BY ADV. SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.RENJITH B.MARAR
SRI.DILEEP P.PILLAI

RESPONDENTS:

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STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 197 of 2007

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DATED: 17-01-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the 2nd accused in Crime No.197/04 of Kottiyam Police Station for offences punishable under Secs.366(A), 376, 377 and 379 read with Sec. 34 I.P.C., seek his enlargement on bail. Petitioner was arrested on 18-12-2006.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail with effect from 22-01-2007 on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Kollam, and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3.. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/-**V.RAMKUMAR, JUDGE.**

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/true copy/

P.A. to Judge.

B.A. No.197 of 2007